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7 *Attorneys for Defendant*  
8 *Bank of America Home Loans, Inc.*

9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 DAVID A. JOYNER,

12 Plaintiff,

13 v.

14 BANK OF AMERICA HOME LOANS, INC.,  
as successor-in-interest; MORTGAGE  
15 ELECTRONIC REGISTRATION SYSTEMS,  
INC.; and DOES 1 through 100, inclusive,

16 Defendants.

Case No.: 2:09-CV-02406-RCJ-RJJ

**ORDER CANCELING LIS PENDENS**

17  
18  
19 This Court granted Defendant Bank of America Home Loans, Inc.'s (Defendant)  
20 Motion to Dismiss on July 26, 2010 [Dkt. No. 20].

21 Defendant further request that the Lis Pendens currently recorded against the  
22 subject property by Plaintiff David A. Joyner ("Plaintiff") be canceled.

23 The Court finds that Plaintiff recorded a Notice of Pendency of Action ("Lis  
24 Pendens") on or about October 29, 2009, in Book No. 20091029 as Instrument No.  
25 0002832 in the real property records maintained by the Clark County Recorder. A copy of  
26 the Lis Pendens is attached hereto and fully incorporated by reference.


1 UPON CONSIDERATION of Defendants' request to cancel the Lis Pendens, and  
2 good cause appearing therefore, the Court hereby grants Defendant their requested relief  
3 and rules as follows:

4 1. IT IS ORDERED, ADJUDGED, and DECREED that the Lis Pendens is  
5 hereby cancelled, released, and expunged.

6 2. IT IS FURTHER ORDERED, ADJUDGED and DECREED that this order  
7 canceling the Lis Pendens has the same effect as an expungement of the original Lis  
8 Pendens.

9 3. IT IS FURTHER ORDERED, ADJUDGED and DECREED that Defendant  
10 record a properly certified copy of this cancellation order in the real property records of  
11 Clark County, Nevada within a reasonable amount of time from the date of this order's  
12 issue.

13 DATED this 9th day of August, 2010.

14   
15 \_\_\_\_\_  
16 Gloria M. Navarro  
United States District Judge

17  
18 **AKERMAN SENTERFITT LLP**

19  
20 /s/ Ariel E. Stern  
21 ARIEL E. STERN  
22 Nevada Bar No. 8276  
23 JACOB D. BUNDICK  
Nevada Bar No. 9772  
400 South Fourth Street, Suite 450  
Las Vegas, Nevada 89101

24 *Attorneys for Defendant*  
*Bank of America Home Loans, Inc.*  
25  
26

2

APN # 177-27-110-001

Inst #: 200910290002832

Fees: \$15.00

N/C Fee: \$0.00

10/29/2009 01:50:14 PM

Receipt #: 111082

Requestor:

D JOYNER

Recorded By: KXC Pgs: 2

DEBBIE CONWAY

CLARK COUNTY RECORDER

## NOTICE OF LIS PENDENS

Recording Requested By:

**David Joyner**  
**7435 S. Eastern Ave., Suite 5256**  
**Las Vegas, NV 89123**

This page added to provide additional information required by NRS 111.312.  
This cover page must be typed or written clearly in black ink only.

1 David A. Joyner  
 2 7435 S. Eastern Ave., Suite 5256  
 3 Las Vegas, NV 89123  
 4 (702) 207-9189  
 5 Plaintiff in proper person

DISTRICT COURT  
 CLARK COUNTY, NEVADA

FILED  
 OCT 21 2009  
 Clerk of Court

6 David A. Joyner,

7 Plaintiffs,

8 vs.

9 Bank of America Home Loans, Inc. as  
 10 successor-in-interest; Mortgage Electronic  
 11 Registration Systems, Inc.; and Does 1 through  
 12 100, inclusive,

13 Defendants.

Case No.: A-09-602118

Dept. No.: I

NOTICE OF LIS PENDENS

A-09-602118-C  
 474300



14 NOTICE IS HEREBY GIVEN that the above-entitled action concerning and affecting  
 15 real property as described herein was commenced in the above-entitled court on October 21,  
 16 2009 by David A. Joyner, Plaintiff, against Bank of America Home Loans, Inc., Mortgage  
 17 Electronic Registration Systems, Inc., Defendants. The action is now pending in the above-  
 18 named court. The action concerns title to specific real property identified in the Complaint  
 19 situated in Clark County, Nevada, commonly known as 694 Baldurn Avenue, Las Vegas,  
 20 Nevada 89183, and legally described as:

21 HUNTINGTON-UNIT 1, PLAT BOOK 82 PAGE 23, LOT 1 BLOCK 1

22 The object of Plaintiff's action is, among other things, to quiet title.

23 Dated this 21<sup>st</sup> day of October, 2009.

24  
 25   
 26 David A. Joyner  
 27 7435 S. Eastern Ave., Suite 5256  
 28 Las Vegas, NV 89123  
 (702) 207-9189

CERTIFIED COPY  
 DOCUMENT ATTACHED IS A  
 TRUE AND CORRECT COPY  
 OF THE ORIGINAL ON FILE

CLERK OF THE COURT

OCT 29 2009

RECEIVED  
 OCT 21 2009  
 CLERK OF THE COURT